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March 16, 2010

Hon. Donovan W. Frank
United States District Court Judge
Warren E. Burger Federal Building
316 North Robert Street
St. Paul, MN 55101

Re: *Lyon Financial Services, Inc., et al. vs. Shyam L. Dahiya et al.*
United States District Court for the District of Minnesota
Court File No. 08-CV-05523

Dear Judge Frank:

Originally, my client sought a jury trial in this matter. After considering the circumstances and the additional time and expense associated with a jury trial, my client has decided to waive a jury trial and to now request a trial by the Court in this matter. The Plaintiff has not requested a jury trial.

I discussed having a trial by the court rather than a jury trial with counsel for Lyon Financial and its counsel has no objections to a trial by the court.

Very truly yours,

/s/ Karl A. Oliver
Karl A. Oliver
KAO/mlm

cc: Troy Keppler, Esq.